Amendment to the Claims

This listing of claims will replace all prior versions, and listings, of claims in the application:

1. (Currently amended) A digital apparatus comprising a red-eye filter for modifying an area within a digitized image indicative of a red-eye phenomenon based on an analysis of a subsample representation of selected regions of said digitized image <u>wherein a degree of subsampling is based upon a complexity of calculation of the red-eye filter</u> and on an analysis of meta-data information.

2. (Original) The apparatus of claim 1, wherein the analysis is performed at least in part for determining said area.

3. (Original) The apparatus of claim 1, wherein the analysis is performed at least in part for determining said modifying.

4. (Original) The apparatus of claim 1, wherein said selected regions of said digitized image comprise the entire image.

5. (Original) The apparatus of claim 1, wherein said selected regions of said digitized image comprise multi resolution encoding of said image.

6. (Original) The apparatus of claim 1, wherein at least one region of the entire image is not included among said selected regions of said image.

7. (Original) The apparatus of claim 1, wherein said analysis is performed in part on a full resolution image and in part on a subsample resolution of said digital image.

8. (Original) The apparatus of claim 1, further comprising a module for changing the degree of said subsampling.

9. (Original) The apparatus of claim 8, wherein said changing the degree of said subsampling is determined empirically.

10. (Original) The apparatus of claim 8, wherein said changing the degree of said subsampling is determined based on a size of said image.

11. (Original) The apparatus of claim 8, wherein said changing the degree of said subsampling is determined based on a size of selected regions of the image.

12. (Original) The apparatus of claim 8, wherein said changing the degree of said subsampling is determined based on data obtained from the camera relating to the settings of the camera at the time of image capture.

13. (Original) The apparatus of claim 12, wherein the data obtained from the camera includes an aperture setting or focus of the camera, or both.

14. (Original) The apparatus of claim 12, wherein the data obtained from the camera includes the distance of the subject from the camera.

15. (Previously presented) The apparatus of claim 8, wherein said changing the degree of said subsampling is determined based on digitized image metadata information.

16. (Original) The apparatus of claim 8, wherein said modifying the area is performed including the full resolution of said digital image.

17. (Original) The apparatus of claim 8, wherein said red-eye filter comprises of a plurality of sub filters.

18. (Original) The apparatus of claim 17, wherein said subsampling for said sub filters operating on selected regions of said image is determined by one or more of the image size, suspected as red eye region size, filter computation complexity, empirical success rate of said sub filter, empirical false detection rate of said sub filter, falsing probability of said sub filter, relations between said suspected regions as red eye, results of previous analysis of other said sub filters.

19. (Original) The apparatus of claim 1, further comprising memory for saving said digitized image after applying said filter for modifying pixels as a modified image.

20. (Original) The apparatus of claim 1, further comprising memory for saving said subsample representation of said image.

21. (Original) The apparatus of claim 1, wherein said subsample representation of selected regions of said image is determined in hardware.

22. (Original) The apparatus of claim 1, wherein said analysis is performed in part on the full resolution image and in part on a subsample resolution of said image.

23. (Original) The apparatus of claim 1, further comprising means for changing the degree of said subsampling.

24. (Original) The apparatus of claim 23, wherein said changing the degree of said subsampling is determined empirically.

25. (Original) The apparatus of claim 23, wherein said changing the degree of said subsampling is determined based on a size of said image.

26. (Original) The apparatus of claim 23, wherein said changing the degree of said subsampling is determined based on a region size.

27. (Original) The apparatus of claim 23, wherein said changing the degree of said subsampling is determined based on a complexity of calculation for said filter.

28. (Original) The apparatus of claim 1, wherein said subsample representation is determined using spline interpolation.

29. (Original) The apparatus of claim 1, wherein said subsample representation is determined using bi-cubic interpolation.

30. (Original) The apparatus of claim 1, wherein said modifying the area is performed on the full resolution of said image.

31. (Original) The apparatus of claim 1, wherein said red-eye filter comprises a plurality of sub-filters.

32. (Original) The apparatus according to claim 31, wherein said subsampling for said sub-filters operating on selected regions of said image is determined by one or more of the image size, a suspected red eye region size, filter computation complexity, empirical success rate of said sub-filter, empirical false detection rate of said sub-filter, falsing probability of said sub-filter, relations between said suspected red eye regions, or results of previous analysis of one or more other sub-filters.

33 – 56 (Canceled)

57. (Currently amended) A method of filtering a red eye phenomenon from a digitized image comprising a multiplicity of pixels indicative of color, the method comprising determining whether one or more regions within a subsample representation of said digitized image are suspected as including red eye artifact ~~including analyzing meta-data information~~ <u>wherein a degree of subsampling is based upon a complexity of calculation of the red-eye filter</u> and on an analysis of meta-data information.

58. (Original) The method of claim 57, further comprising varying a degree of the subsample representation for each region of said one or more regions based on said image.

59. (Original) The method of claim 57, further comprising generating the subsample representation based on said image.

60. (Original) The method of claim 57, further comprising generating the subsample presentation utilizing a hardware-implemented subsampling engine.

61. (Original) The method of claim 57, further comprising testing one or more regions within said subsample representation determined as including red eye artifact for determining any false redeye groupings.

62. (Original) The method of claim 57, further comprising

(c) associating said one or more regions within said subsample presentation of said image with one or more corresponding regions within said image; and

(d) modifying said one or more corresponding regions within said image.

63. (Previously presented) The method of claim 57, wherein the meta-data information includes image acquisition device-specific information.

64. (Original) The method of claim 57, further comprising analyzing the subsample representation of selected regions of said digitized image, and modifying an area determined to include red eye artifact.

65. (Original) The method of claim 64, wherein the analysis is performed at least in part for determining said area.

66. (Original) The method of claim 64, wherein the analysis is performed at least in part for determining said modifying.

67. (Original) The method of claim 64, wherein said selected regions of said digitized image comprise the entire image.

68. (Original) The method of claim 64, wherein said selected regions of said digitized image comprise multi resolution encoding of said image.

69. (Original) The method of claim 64, wherein at least one region of the entire image is not included among said selected regions of said image.

70. (Original) The method of claim 64, wherein said analyzing is performed in part on a full resolution image and in part on a subsample resolution of said image.

71. (Original) The method of claim 64, further comprising changing the degree of said subsampling.

72. (Original) The method of claim 71, wherein said changing the degree of said subsampling is determined empirically.

73. (Original) The method of claim 71, wherein said changing the degree of said subsampling is determined based on a size of said image.

74. (Original) The method of claim 71, wherein said changing the degree of said subsampling is determined based on a size of selected regions.

75. (Original) The method of claim 64, further comprising saving said digitized image after applying said filter for modifying pixels as a modified image.

76. (Original) The method of claim 64, further comprising saving said subsample representation of said image.

77. (Original) The method of claim 64, further comprising determining said subsample representation of said image in hardware.

78. (Original) The method of claim 64, further comprising determining said subsample representation using spline interpolation.

79. (Original) The method of claim 64, further comprising determining said subsample representation using bi-cubic interpolation.

80. (Original) The method of claim 64, wherein said modifying of the area is performed including the full resolution of said image.

81. (Original) The method of claim 57, further comprising determining said subsample representation utilizing a plurality of sub-filters.

82. (Original) The method of claim 81, wherein said subsampling for said sub-filters operating on selected regions of said image is determined by one or more of the image size, a suspected red eye region size, filter computation complexity, empirical success rate of said sub-filter, empirical false detection rate of said sub-filter, falsing probability of said sub-filter, relations between said suspected red eye regions, or results of previous analysis of one or more other sub-filters.

83. (Previously presented) The apparatus of claim 1, wherein the metadata information comprises image acquisition device-specific metadata.

84. (Previously presented) The apparatus of claim 83, wherein the metadata information comprises digitized image metadata.

85. (Previously presented) The apparatus of claim 1, wherein the metadata information comprises digitized image metadata.

86 – 88 (Canceled)

89. (Previously presented) The method of claim 57, wherein the analyzing metadata information comprises analyzing digitized image meta-data.

90. (Previously presented) The method of claim 89, wherein the analyzing metadata information comprises analyzing image acquisition-device specific metadata.

91. (Previously presented) The method of claim 57, wherein the analyzing metadata information comprises analyzing image acquisition-device specific metadata.